



January 18, 2008

HOUSE BILL No. 1071

DIGEST OF HB 1071 (Updated January 16, 2008 4:51 pm - DI 75)

Citations Affected: IC 3-11.

Synopsis: Funding for voting machine replacement. Provides for the reimbursement of a county that has purchased or will purchase a new voting system to replace a voting system that the county cannot use because the county is unable to obtain technical or other operating support for its current voting system, if the purchase is eligible for reimbursement under the federal Help America Vote Act (HAVA).

Effective: Upon passage.

Grubb, Thompson

January 8, 2008, read first time and referred to Committee on Elections and Apportionment.
January 17, 2008, amended, reported — Do Pass.

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HB 1071—LS 6521/DI 75+



January 18, 2008

Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

HOUSE BILL No. 1071

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 3-11-6.5-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) To receive
3 reimbursement for the purchase of voting systems under this chapter,
4 a county must file an application with the election division, in the form
5 required by the election division. The secretary of state with the
6 consent of the co-directors of the election division shall review the
7 application and make a recommendation to the budget committee
8 regarding the application. If a county filed an application under section
9 3 of this chapter (repealed) not later than January 31, 2003, the
10 application may be amended to comply with this chapter or the county
11 may file a new application under this subsection.
12 (b) The budget agency, after review by the budget committee, shall
13 approve a county's application for reimbursement under this chapter if
14 the budget agency determines ~~either~~ **any** of the following:
15 (1) The county has purchased or will purchase a new voting
16 system or an upgrade or expansion of an existing voting system
17 to comply with HAVA that would be eligible for reimbursement

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under HAVA and this chapter from any fund account.

(2) The county purchased a new voting system or an upgrade or expansion of the county's existing voting system after January 1, 1998, and before July 1, 2001, that would not qualify for reimbursement from federal funds received under HAVA, and the new voting system or upgrade or expansion of the county's existing voting system enhanced all of the following:

(A) Reliability of the county's voting system.

(B) Efficiency of the county's voting system.

(C) Ease of use of the county's voting system by voters.

(D) Public confidence in the county's voting system.

(3) The county has purchased or will purchase a new voting system to replace a voting system that the county cannot use because the county is unable to obtain technical or other operating support for its current voting system. This subdivision applies only if the purchase of a new voting system is eligible for reimbursement under HAVA.

SECTION 2. An emergency is declared for this act.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 1071, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, delete lines 12 through 16, begin a new line block indented and insert:

"(3) The county has purchased or will purchase a new voting system to replace a voting system that the county cannot use because the county is unable to obtain technical or other operating support for its current voting system. This subdivision applies only if the purchase of a new voting system is eligible for reimbursement under HAVA."

and when so amended that said bill do pass.

(Reference is to HB 1071 as introduced.)

PIERCE, Chair

Committee Vote: yeas 10, nays 0.

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